

THE  
Bayliffs Vindication  
IN  
ANSWER

To a most false, scandalous and prophane  
EPI T S L E

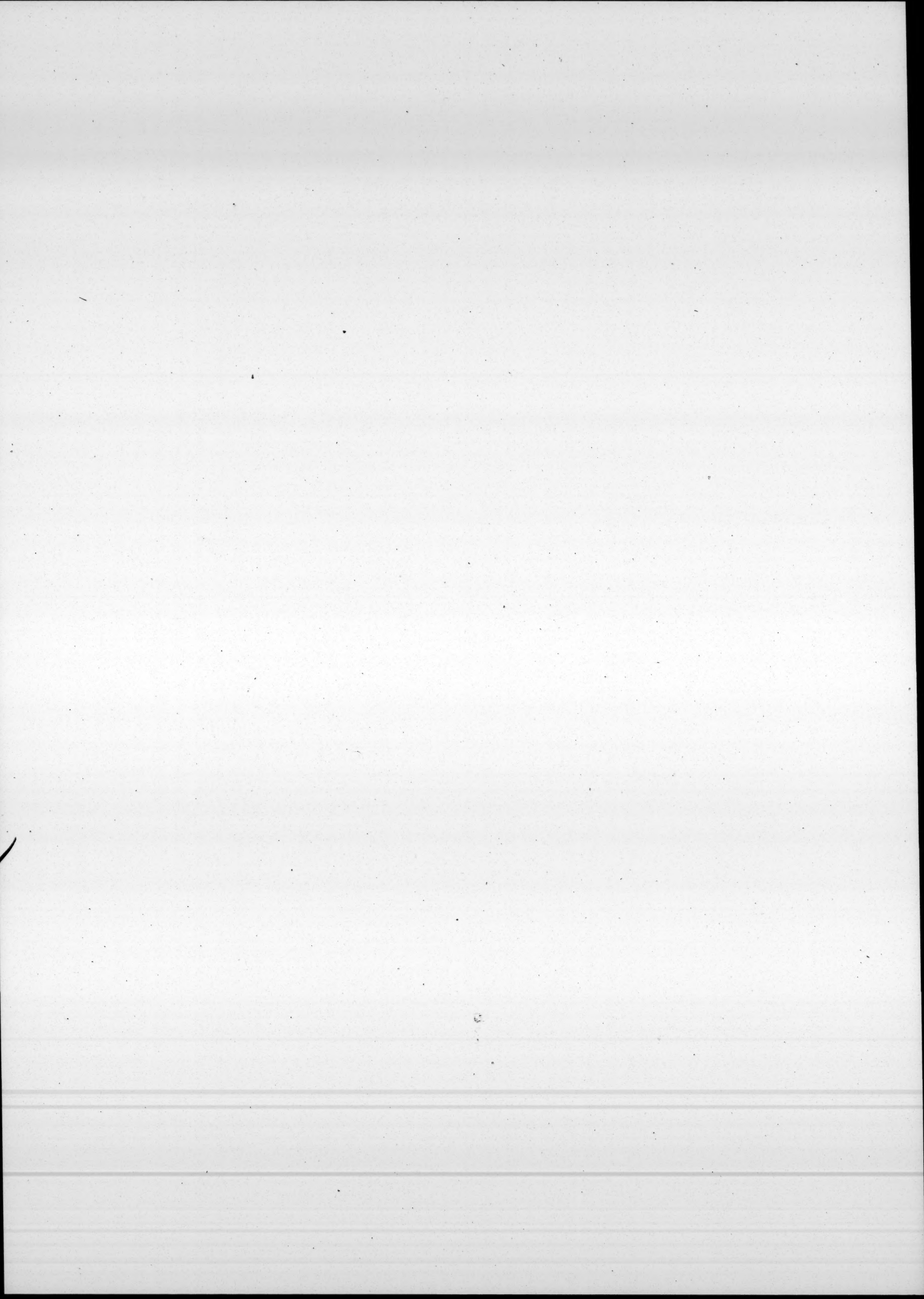
Of a pretended Assault, and illegal Arrest of one  
FREDERICK TURVILL  
(now a Prisoner in Newgate)  
by one Gerard a Bayliff,  
Who was stabbed by the said Turvill with a  
Dagger in the Execution of his Office, by an  
intended malice, whereof he died.

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L O N D O N,  
Printed in the Year, 1660.







## The BAYLIFF's Vindication.

**A**S Chollar and Mallice proceed from the Passions of men, so doth Murther from the Devil: or else we should not so often and frequently see it perpetrated in most Cities, and Countries in the world, as we do: A true Example whereof I here produce to the worlds view, and serious Consideration. (Revenge, not being half so sweet in the beginning, as bitter in the end: nor Murther so pleasing, as it proves pernicious in the Author). Therefore here I produce a Lamentable one, of so inhumane a condition, that, let malice be never so secretly contrived, and the shedding of innocent blood never so wretchedly performed, yet as our Conscience is to us a thousand Witnesses, so God is to us a thousand consciences, First, to bring it to light, and then, the Author to deserved punishment for the same, when they least dream or think thereof. For as there is no peace to the wicked, so they shall finde no peace on earth, either with God or his creatures; because, if they would conceal it, the earth, or aire will give them no breath or being, (but they shall hang between both;) because, by these their foul and deplorable Facts they have made themselves unworthy of either. But, where our Youthfull Affections begin in whoredome, and end in Murther, what can there be expected for an issue but ruine and desolation? His malicious and False Pamphlet was published to betray the world, with false hopes, and erroneous suggestions of his pretended innocency of the Matter of Fact, Wherefore I confess, I was constrained to answer his *Mandeviles Lyes*, as he is pleased to term them: although I had little pleasure to pen it, or less joy to publish it; but, that the truth, and the manner might more plainly appear at the next Sessions, at which time, I fear, he may pray for a safe deliverance.

As for the Author of this impertinent Pamphlet, he is ashamed to own it himself, or any body for him, since there is so many prophane Tautalogies and lies in it.

First, Whereas he saith, *The Gent.* (meaning the said *Turvil*) *was assaulted by Twelve Bayliffs*; when all the Neighbours, where the fact was committed, did affirm but Three or Four. And whereas he alleadgeth, *As he was standing in his Balcony, near the Platz in Covent-garden, one of the supposed Twelve made at the former Gent. whom he could not well discern to be his friend Turvil, it being in the narrow passage, over against the Rose Tavern, a sufficient stones throw from the place where the fact was committed, yet he hath the confidence to say, the said Turvil bid him stand off at his peril, he being then in his supposed Balcony near the Piazzes, which I leave to the judgment of any rational man, whether that were a probable thing or no.* Then he saith, *Another of the crew, in the very instant, caught hold of Mr Turvils right hand, to avoid whose hold, he changed his Dagger to the left, and with it struck him that held him.* It is confessed, but it was out of his view; for it was sufficiently testified before the Coroners Inquest of inquiry, by several of the Neighbours, and others, that it was in an Entry or Cellar. Whereas he is pleased to say, *Three more of them made at the Defendant Turvil, with their hangers,* It was then all sufficiently testified, they were Rapiers. Whereas also, he saith, *Gerrard fell with the stab,* it was then also testified, when he had received his mortal wound, he went firmly up one pair of stairs, and then dyed. And whereas also he is pleased to affirm, *That Gerrard should swear, that execrable Oath, of God dam him;* it will be sufficiently testified, by most part of his Relations, and some other persons of credit, that have all along kept him company, that he never sware any such desperate Oath, in all the time of their acquaintance with him, to the best of their remembrance, (nor at that time.) Wherefore I appeal to any rational man, whether the wretchedest sinner in the world, being mortally wounded to death, would not desire, with *Balaam*, to dye the death of the Righteous, and conclude with that saying, (of Lord have



have mercy upon him,) it being a point of the greatest consequence in the world, *to die well.*) And, whereas he expressly saith, *as he was in his Balcony, he heard his friend Turvil bid Gerrard stand off upon his peril;* he doth in the Fourth Page of his Scandalous Epistle expressly contradict himself, in his own impertinancy (in these words) *Thus was noble Turvil arrested, and carried over to the Rose Tavern, before either I, (meaning himself) or any other Gentlemen knew him, much less, came in to rescue him:* which I leave to the brest of any rational man to judg, Whether he could, at that distance, hear the said *Turvil* bid the said *Gerrard* Stand off at his peril, before the fact was committed. He is also pleased to Report, that *he saw Gerrard sprawling upon the ground, lye swearing and cursing, and chargeing his fellows to impute his death to his Friend,* meaning the said *Turvil*: When, it can be sufficiently testified by Mr *Richard Guy*, Chyrurgion to the *Savoy-Hospital*, who was there almost from the time that he was in the room till the time of his death, that he did not use any such pretended imprecations, as they pleased to alleadg, though most false and scandalous, as can be testified by the Constables, and other Inhabitants that were immediately in the room, after the Murther was so inhumanely committed. He is also pleased to give it out, in speeches as credibly reported, *That there was then no Warrant against the said Turvil; and, That the Bayliffs, missing their aim, in executing another Arrest, resolved amongst themselves to serve it on the first Gentleman they met.* To answer that scandal, it was testified to the Coroner, That the very cause of the said Bayliffs being in the *Rose Tavern* was, to accommodate a Gentlemans desire, who was a Prisoner, in custody of one *White* a Bayliff, above half an hour before the said *Turvil* came by the said place. And also, It may be further left to the brest of any rational man in the world, Whether that any Bayliff should hazzard his life, and all that is dear to him in the world, to attempt an illegal Arrest against a Rebel to the Law, who would not, if a dagger could defend him, obey any Bayliff, though his Warrant were never so legal.

For

For he had several times collected, as will be made appear when occasion will offer an opportunity, several decayed Gentlemen like himself, to defend him from a just arrest, and hath sundry times to known and lawfull Officers, given out in speeches, *That if any Bayliff whatsoever did lay hand of him to arrest him, he would be the death of him*, with many other menacing words, and vain swearing (which I shall cease here to repeat, because they are used in his own Epistle.) He is also pleased to affirm, *That the Bayliff picked Mr Turvils Pockets, pretending to search for Pistols*; I leave that also to be judged, whether that would not have held a good plea against the Bayliff by the said *Turvill*, when he was before the Justice convened. He also concludes with that saying, *What horrid abuse is this of the Law?* I conclude with his saying, since he dare not subscribe what he publisheth, I conceive the Author thereof is one of the said *Turvils* decayed Trepan or Hecks, who was picked up upon that desperate occasion suitable to his fortune in endeavouring to rescue *Turvill* out of the Constables hands before he was convened before the Justice. For he doth with a great deal of boldness declare that which he is not able to maintain, either with Law, Reason or Honesty (in these words) *That he could not possibly get together above two or three Gentlemen in all that time to rescue him*. And when *Turvill's* foot-boy was escaped, he with a great deal of impudence supposed *Turvill* was gone; but he was excessively grieved, when he heard he was convened before Justice *Blake*, who made his *Mittimus* to the Gaol of Newgate, a fit place for so notorious a malefactor. He concludes, *May those happy and glorious dayes hasten by the means of this ensuing Free Parliament, wherein a Crown may be restored to Majesty*, (All abuses, cheats, trepan taken from the Law, and his impudence, profaneness and malice to cease for fear they suffer by the Law.) I have not only answered his impertinent, scandalous, false and malicious Epistle; but for further vindication of the Bayliffs concerned in that arrest, and satisfaction of all rational men, do here  
look



look on his cruelty with charity, and his desperation with pity, in a moderate Information that I have, and do subscribe with my own hand, as it was given in Evidence against the said *Turvill* before the Coroners Inquest of Enquiry, in these words, as followeth,

*Saturday afternoon being the 17<sup>th</sup> of March last, 1659. about the hours of four and five in the afternoon Frederick Turvill came by the Rose-taverne in Covent-garden in the view of me who was then spoken to by one Gains, That one White a Bailiff had a Warrant against him the said White, being then in the Rose-tavern one pair of stairs, I did repair to him for the said Warrant, and viewing of it found it against the said Frederick Turvill, at the suit of one Thomas Stone ret' in the Upper-bench at Westminster on Wednesday next, after fifteen dayes of Easter, which said Warrant I delivered into the hands of the said Gerrard; so some time after, when the said Turvill returned, the said Gerrard did seize him, and being in custody, the said Turvill did as the said Starkey believeth, stob the said Gerrard with a dagger, whereof he died; for that the said Turvill did confesse the fact before Justice Blake. But before the said Turvill was carried out of the room before the said Justice, the said Starkey did bid one Gilbert Keeley search Gerrards pockets for the Warrant, which accordingly he did. And the same Warrant was the Warrant that he delivered into the hands of the said Gerrard, before Turvill was by him arrested, and no other, the same Warrant having Gerrards name incerted therein as a Bayliff of Midd'lex. And the same Warrant, that the said Starkey received from the hands of the said White, who was imployed by the said Stone, to arrest the said Turvill at his suit some time before, as the said White then informed me the said Starkey before he delivered to me the said Warrant. There are several evidences given into the Coroner, relating to my Information, relation being thereunto had, may more plainly appear. I could have enlarged very much in circumstances, how the debt grew due, and of the said Turvills conversation in the*  
time

time of his Apprentiship; but I shall referre those persons that desires to be informed, to his Master one Mr *Goldsmith* in *Mark-lane* in *London* Merchant, and Mr *Stone* the Plaintiff, at whose suit he was arrested at the Leg at Palace-yard at *Westminster*, and they will find *Guzman* was a very honest man to him. I cannot come off with a Latine phrase, for I do not professe any thing of a Scholar; wherefore to conclude in plain *English*, I subscribe my name to this as the whole scope and truth of the matter,

*Tho. Starkey.*

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FINIS.

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